

16268. Misbranding of Draper's Rub. U. S. v. 25 1/6 Dozen Packages, et al., of Draper's Rub. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 23517. I. S. No. 0885. S. No. 1680.)

On March 12, 1929, the United States attorney for the Eastern District of Louisiana, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying seizure and condemnation of 25 1/6 dozen medium-sized packages and 19 dozen large-sized packages of Draper's Rub, remaining in the original unbroken packages at New Orleans, La., alleging that the article had been shipped by the Memphis Chemical Co., Memphis, Tenn., in part on or about November 17, 1928, and in part on or about December 4, 1928, and transported from the State of Tennessee into the State of Louisiana, and charging misbranding in violation of the food and drugs act as amended.

Analysis of a sample of the article by this department showed that it consisted essentially of a fatty base containing menthol, camphor, turpentine, and methyl salicylate.

It was alleged in the libel that the article was misbranded in that the following statements regarding the curative and therapeutic effects of the said article, (jar label) Flu & Pneumonia Salve * * * Croup, Pneumonia Asthma * * *. It brings blood to congested parts of the body almost instantly. Where Pneumonia is threatened * * * rub chest, back, throat, neck, back of neck * * *, allow small amount of the 'Rub' to dissolve in the mouth, repeat every two or three hours until patient's breathing becomes easy * * * Croup * * * relief must be instant * * * Asthma, Hay fever," (carton) "Flu & Pneumonia-Salve, Croup, Pneumonia, Asthma * * * Humanity's * * * Panacea powerful in action * * * in treating * * * following: Flu, Pneumonia, Pleurisy, Catarrh, Hay Fever * * * Croup, Tonsillitis, Bronchitis, Sore Throat * * * Penetrating," (circular) "Penetrating * * * Panacea * * * Flu and Pneumonia Salve * * * in treating the following: Flu, Pneumonia, Asthma, Pleurisy, Catarrh, Hay Fever, Croup, Tonsillitis, Bronchitis, Sore Throat, * * * Rheumatism (Muscular) * * * Lives were saved * * * Draper's Rub * * * is what did the work. * * * Draper's Rub saved the life of my little boy twice, if not 3 times. The child had pneumonia three times. A very large lady had double pneumonia * * * decided * * * to give Draper's Rub a trial. Within 12 hours she was very much better and was completely restored to health within a short while. * * * Pneumonia * * * Flu-Pneumonia-Pleurisy * * * Measles * * * Spasmodic Croup * * * Place * * * Draper's Rub * * * Tonsillitis * * * Bronchitis Hot Applications on cloth over parts affected will assist greatly in relieving any bronchial trouble * * * Headache. Breathing hot vapors and massaging the head well with Draper's Rub does the work * * *. Flu-Pneumonia-Pleurisy. We find that treating these diseases with Draper's Rub as an external application and as an inhalant that the patient will rest better and recover more quickly * * * Measles-Pneumonia. Most wonderful results have been obtained by using Draper's Rub on very small children as well as youths and adults * * *. Cough. Place a small piece on tongue * * * and let dissolve in the throat. This will usually relieve coughing for at least 45 minutes. Catarrh * * * Hay Fever * * * Whooping Cough Draper's Rub is very effective," were false and fraudulent in that the article contained no ingredient or combination of ingredients capable of producing the effects claimed, and in that the said statements were applied to the article knowingly and in reckless and wanton disregard of their truth or falsity, so as to represent falsely and fraudulently to the purchasers thereof and create in the minds of such purchasers the impression and belief that the article was in whole or in part composed of or contained ingredients or medicinal agents effective in the diseases and conditions named therein.

On April 24, 1929, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be destroyed by the United States marshal.

ARTHUR M. HYDE, *Secretary of Agriculture.*

16269. Misbranding of Si-Nok. U. S. v. 11 Dozen Packages of Si-Nok. Consent decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 23364. I. S. No. 01708. S. No. 1504.)

On February 5, 1929, the United States attorney for the Southern District of Ohio, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying seizure and condemnation of 11 dozen packages of Si-Nok at Cincinnati, Ohio, alleg-

ing that the article had been shipped by the Si-Nok Co., from Indianapolis, Ind., on or about January 21, 1929, and transported from the State of Indiana into the State of Ohio, and charging misbranding in violation of the food and drugs act as amended.

Analysis of a sample of the article by this department showed that it consisted essentially of mineral oil, containing turpentine, eucalyptus, and saffras oils, menthol, and camphor.

The article was labeled in part: (Bottle) "Si-Nok has no superior in cases of * * * catarrh, sinus trouble, hay fever, asthma, and all diseases of the air passages * * *. In cases of * * * chronic condition of nasal trouble, use very liberally and often at start of treatment. Best results are obtained by using it often and regularly;" (carton) "Si-Nok, A Scientific Preparation for Sinus Troubles, Catarrhal Conditions of the Mucous Membrane, Hay Fever, Asthma, La Grippe, Influenza * * * Especially Recommended for Diseases of the Nose * * *. It is insurance against infected conditions of the nose and throat. Si-Nok should be in the toilet kit of every * * * person whose nostrils are constantly being exposed to dust and germ laden air;" (circular) "Si-Nok to Guard Your Nose and Throat, Si-Nok is a scientific preparation that has achieved remarkable results in the relief of these infected nasal conditions * * * Coughs * * *, etc. The air we breathe is full of dust particles which carry the germs of many dangerous and contagious diseases. Fortunately, many of the germs are thrown off with the nasal secretions. Some of them, however, frequently find a lodging place on the moist and delicate membranous linings of the nose and throat, where they set up an irritation or infection that affects the normal secretion of the mucous membranes and cause colds, coughs, and often more serious diseases. Sinus Trouble. This swollen and inflamed condition of the membrane often results in a stoppage of the nasal passages, and breathing through the nose becomes difficult or even impossible. The nose being the drainage canal for the mucous and watery secretions of the neighboring cavities of the head, this stoppage also serves to prevent the drainage of these cavities and thus causes sinus trouble. Two ounces of Prevention. Keep a bottle of Si-Nok in your medicine cabinet and traveling bag. Use it two or three times a day. It is insurance against infected conditions of the nose and throat. Si-Nok should be in the toilet kit of * * * every person whose nostrils are constantly being exposed to dust and germ laden air. Si-Nok Relieves Nasal Infections. The importance, therefore, of guarding the nose and throat against the inroads of these infections can hardly be overestimated. It is for the prevention and the relief of all such nasal conditions, including Sinus Troubles, Hay Fever, Catarrhal condition of the Mucous Membranes, Asthma, La Grippe, influenza * * *, etc., that Si-Nok has been developed. Si-Nok spreads itself over the entire mucous membrane surface in a thin film * * * healing the infected and irritated parts. It is quick relief in all infected nasal conditions. Nasal Catarrh is one of the most common and most annoying of minor ailments. It is caused by an excessive secretion of irritated mucous, accompanied by chronic inflammation. By * * * healing this irritated condition of the mucous membrane Si-Nok gives speedy relief. Hay Fever, Asthma, Influenza, Etc. Hay Fever germs (pollen grains) are always prevalent during their season and find the weakened, irritated nasal mucous membrane an ideal lodging place. Just because you may never have suffered from Hay Fever does not mean that you are immune to it. Anyone who permits chronic colds or catarrhal conditions to weaken the mucous membrane is inviting a case of Hay Fever. Si-Nok with its * * * healing action increases the resistance to Hay Fever and prevents attacks. It also relieves the acute discomfort caused by this ailment. Si-Nok has also proven beneficial in cases of asthma, influenza, and La Grippe by relieving irritation * * *. Keep your Head Clear with Si-Nok, Germs are constantly being taken into the nose. A few drops of Si-Nok twice a day will destroy these germs before they start their destructive and deadly work. Guard your nose and throat with Si-Nok * * *. In cases of * * * chronic condition of nasal trouble or hay fever use very liberally and often at start of treatment. Best results are obtained while patient lies on back with head lower than body so medicine can run deep into the cavities."

It was alleged in the libel that the article was misbranded in that the labels on the bottles and cartons, and the circulars contained in said packages bore statements, as above quoted, regarding the curative and therapeutic effects of the said article, which were false and fraudulent in that the article contained

no ingredient or combination of ingredients capable of producing the effects claimed, and in that the said statements were applied to the article knowingly and in reckless and wanton disregard of their truth or falsity, so as to represent falsely and fraudulently to purchasers thereof and create in the minds of such purchasers the impression and belief that the article was in whole or in part composed of or contained ingredients or medicinal agents effective in the diseases and conditions named therein.

On March 23, 1929, the Si-Nok Co., Indianapolis, Ind., claimant, having admitted the allegations of the libel and having consented to the entry of a decree, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be released to the said claimant upon payment of costs and the execution of a bond in the sum of \$100, conditioned in part that it be relabeled under the supervision of this department.

ARTHUR M. HYDE, *Secretary of Agriculture.*

16270. Misbranding of cold and grippe tablets. U. S. v. 9 Dozen Packages of Cold & Grippe Tablets. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 23432. I. S. No. 03676. S. No. 1636.)

On February 18, 1929, the United States attorney for the District of Connecticut, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying seizure and condemnation of 9 dozen packages of cold and grippe tablets, remaining in the original unbroken packages at New Haven, Conn., alleging that the article had been shipped by the Commerce Drug Co., Brooklyn, N. Y., on or about January 25, 1929, and transported from the State of New York into the State of Connecticut, and charging misbranding in violation of the food and drugs act as amended.

Analysis of a sample of the article by this department showed that the tablets contained acetanilide (0.9 grain per tablet), cinchona alkaloids, capsicum, camphor, podophyllum, aloin, and traces of the alkaloids of belladonna and of aconite.

It was alleged in the libel that the article was misbranded in that the following statements regarding the curative and therapeutic effects of the article, (shipping package) "Grippe Tablets," (carton) "Grippe Tablets * * * For La Grippe * * * for the treatment of * * * Catarrh, Bronchitis, Laryngitis, etc. Associated conditions such as * * * feverishness, aches and pains are usually relieved by one or two doses. * * * produces a stimulating effect upon the system," (circular) "These tablets * * * relieve the * * * feverish condition * * * accompanying * * * Grippe, Coughs, Acute Catarrh, Bronchitis, Neuralgia, etc. Two or three doses * * * are generally sufficient. The bowels are caused to move * * * carrying off the offensive bowel contents * * * which is largely responsible for the infection. The sluggish liver is stimulated to normal healthy action and a feeling of general well-being is established. A habit of daily bowel evacuation is created, so essential to bodily health * * *. Two tablets every three or four hours until the desired effect is produced, the cough relieved," were false and fraudulent in that the article contained no ingredient or combination of ingredients capable of producing the effects claimed, and in that the said statements were applied to the article knowingly and in reckless and wanton disregard of their truth or falsity, so as to represent falsely and fraudulently to the purchasers thereof and create in the minds of such purchasers the impression and belief that the article was in whole or in part composed of or contained ingredients or medicinal agents effective in the diseases and conditions named therein.

On March 12, 1929, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be destroyed by the United States marshal.

ARTHUR M. HYDE, *Secretary of Agriculture.*

16271. Misbranding of Nash's croup and pneumonia salve. U. S. v. 1 Case of Nash's Croup and Pneumonia Salve. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 23365. I. S. No. 01709. S. No. 1505.)

On February 5, 1929, the United States attorney for the Southern District of Ohio, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying seizure and condemnation of 1 case of Nash's croup and pneumonia salve at Cincinnati, Ohio,